

02/05/02
J1130 U.S. PTO

PATENT
Customer Number 22,852
Attorney Docket No. 7883.0003-04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ASSISTAND COMMISSIONER FOR PATENTS
Washington, D.C. 20231

Prior Application Art Unit: 2164

Prior Application Examiner: K. Scaggs

10/062409
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SIR: This is a request for filing a

☒ Continuation application under 37 C.F.R. § 1.53(b) of pending prior U.S. Application No. 09/315,383, filed May 18, 1999, for CORONARY ARTERY BY-PASS METHOD, which is a continuation application of U.S. Application No. 08/893,643, filed July 11, 1997, now U. S. Patent No. 5,908,028, which is a divisional application of U.S. Application No. 08/665,950, filed June 19, 1996, now U. S. Patent No. 5,662,124.

1. ☒ Enclosed is a complete copy of the prior application including the Declaration and drawings, if any, as originally filed. I hereby verify that the attached papers are a true copy of prior U.S. Application No. 09/315,383 as originally filed on May 18, 1999, which is incorporated herein by reference.
2. ☐ Enclosed is a substitute specification under 37 C.F.R. § 1.125.
3. ☐ Enclosed is a Request for Non-Publication of Application and Certification Under 35 U.S.C. § 1.22(b)(2)(B)(i).
4. ☒ Cancel Claims 2-17.
5. ☒ A Preliminary Amendment is enclosed.
6. ☒ The filing fee, including the extra claims fee, is calculated on the basis of the claims existing in the prior application as amended at 4 and 5 above.

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7. ☒ A check in the amount of \$520.00 to cover the filing fee and the extra claims fee is enclosed.

8. ☒ The Commissioner is hereby authorized to charge any other fees not accounted for above which may be required including fees due under 37 C.F.R. § 1.16 and any other fees due under 37 C.F.R. § 1.17, or credit any overpayment during the pendency of this application to Deposit Account No. 06-0916.

9. ☒ Amend the specification by inserting on the line before the "Background of the Invention," the following new paragraph:

--This application is a continuation of U.S. Application No. 09/315,383, filed May 18, 1999, which is a continuation application of U.S. Application No. 08/893,643, filed July 11, 1997, now U.S. Patent No. 5,908,028, which is a divisional of U.S. Application No. 08/665,950, filed June 19, 1996, now U.S. Patent No. 5,662,124, both of which are hereby incorporated by reference.--

10. ☐ New formal drawings are enclosed.

11. ☒ The prior application is assigned of record to: Wilk Patent Development Corp.

12. ☐ Priority of Application No. _____, filed on _____ in _____ is claimed under 35 U.S.C. § 119. A certified copy

☐ is enclosed or ☐ is on file

13. ☒ Small entity status is appropriate and applies to this application.

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14. ☒ The power of attorney in the prior application is to at least one of the following: FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020; Laurence R. Hefter, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C. Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson, Reg. No. 26,325; John M. Romary, Reg. No. 26,331; Bruce C. Zotter, Reg. No. 27,680; Dennis P. O'Reilly, Reg. No. 27,932; Allen M. Sokal, Reg. No. 26,695; Robert D. Bajefsky, Reg. No. 25,387; Richard L. Stroup, Reg. No. 28,478; David W. Hill, Reg. No. 28,220; Thomas L. Irving, Reg. No. 28,619; Charles E. Lipsey, Reg. No. 28,165; Thomas W. Winland, Reg. No. 27,605; Basil J. Lewris, Reg. No. 28,818; Martin I. Fuchs, Reg. No. 28,508; E. Robert Yoches, Reg. No. 30,120; Barry W. Graham, Reg. No. 29,924; Susan Haberman Griffen, Reg. No. 30,907; Richard B. Racine, Reg. No. 30,415; Thomas H. Jenkins, Reg. No. 30,857; Robert E. Converse, Jr., Reg. No. 27,432; Clair X. Mullen, Jr., Reg. No. 20,348; Christopher P. Foley, Reg. No. 31,354; John C. Paul, Reg. No. 30,413; David M. Kelly, Reg. No. 30,953; Kenneth J. Meyers, Reg. No. 25,146; Carol P. Einaudi, Reg. No. 32,220; Walter Y. Boyd, Jr., Reg. No. 31,738; Steven M. Anzalone, Reg. No. 32,095; Jean B. Fordis, Reg. No. 32,984; Roger D. Taylor, Reg. No. 28,992; Barbara C. McCurdy, Reg. No. 32,120; James K. Hammond, Reg. No. 31,964; Richard V. Burgujian, Reg. No. 31,744; J. Michael Jakes, Reg. No. 32,824; Thomas W. Banks, Reg. No. 32,719; Christopher P. Isaac, Reg. No. 32,616; Bryan C. Diner, Reg. No. 32,409; M. Paul Barker, Reg. No. 32,013; Andrew Chanhon Sonu, Reg. No. 33,457; David S. Forman, Reg. No. 33,694; Vincent P. Kovalick, Reg. No. 32,867; James W. Edmondson, Reg. No. 33,871; Michael R. McGurk, Reg. No. 32,045; Joann M. Neth, Reg. No. 36,363; Gerson S. Panitch, Reg. No. 33,751; Cheri M. Taylor, Reg. No. 33,216; Charles E. Van Horn, Reg. No. 40,266; Linda A. Wadler, Reg. No. 33,218; Jeffrey A. Berkowitz, Reg. No. 36,743; Michael R. Kelly, Reg. No. 33, 921; James B. Monroe, Reg. No. 33,971; Doris Johnson Hines, Reg. No. 34,629; Allen R. Jensen, Reg. No. 28,224; Lori Ann Johnson, Reg. No. 34,498; David A. Manspeizer, Reg. No. 37,540; John Rissman, Reg. No. 33,764; M. Lawrence Oliverio, Reg. No. 30,915; Therese Hendricks, Reg. No. 30,389; and Leslie I. Bookoff, Reg. No. 38,084.
15. ☐ The power appears in the original declaration of the prior application.
16. ☒ Since the power does not appear in the original declaration, a copy of the power in the prior application is enclosed.

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- PETITION FOR EXTENSION.** If any extension of time is necessary for the filing of this application, including any extension in the parent U.S. Application No. 09/315,383, filed May 18, 1999, for the purpose of maintaining copendency between the parent application and this application, and such extension has not otherwise been requested, such an extension is hereby requested, and the Commissioner is authorized to charge necessary fees for such an extension to our Deposit Account No. 06-0916. A duplicate copy of this paper is enclosed for use in charging the deposit account.

By: Susanne C. Tinker
Susanne C. Tinker
Reg. No. 44,472

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